



County of Los Angeles CHIEF EXECUTIVE OFFICE

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Second District

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Third District

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Fifth District

April 25, 2013

To: Supervisor Mark Ridley-Thomas, Chairman
Supervisor Gloria Molina
Supervisor Zev Yaroslavsky
Supervisor Don Knabe
Supervisor Michael D. Antonovich

From: William T Fujioka
Chief Executive Officer

SACRAMENTO UPDATE

Executive Summary

This memorandum provides information on the following:

- **Status of County-Sponsored Legislation**
 - **County-sponsored AB 512 (Rendon)** - related to the extension of the sunset date for exemptions to the State licensing requirements for qualified, volunteer out-of-State health care practitioners, passed the Assembly Floor on April 25, 2013, and now proceeds to the Senate.
- **Status of County-Advocacy Legislation**
 - **County-opposed AB 1373 (Pérez)** - related to worker's compensation death benefits, passed the Assembly Insurance Committee on April 24, 2013.
 - **County-supported SB 287 (Walters)** - related to AB 109 eligibility for post release parole supervision failed passage in the Senate Public Safety Committee on April 23, 2013.
 - **County-supported SB 473 (Block)** - related to human trafficking passed the Senate Public Safety Committee on April 23, 2013.

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- **Status of Legislation of County Interest.** A report on the status of six measures of significant interest to the County including legislation related to the Maywood Water Company, mental health disorders, Laura's Law, and sexually exploited minors.

Status of County-Sponsored Legislation

County-sponsored AB 512 (Rendon), which as introduced on February 20, 2013, would extend the sunset date of **County-sponsored AB 2699 (Bass) of 2010**, from January 1, 2014 to January 1, 2018, to provide exemptions from the State licensing requirements for qualified out-of-State health care practitioners to provide short-term, volunteer medical and dental services, passed the Assembly Floor by a vote of 70 to 0 on April 25, 2013. This measure now proceeds to the Senate.

Status of County-Advocacy Legislation

County-opposed AB 1373 (Pérez), which as introduced on February 22, 2013, would extend the statute of limitations on filing a death benefits claim for a firefighter or peace officer who dies of specified presumptive work-related illness, passed the Assembly Insurance Committee by a vote of 9 to 4 on April 24, 2013. This measure now proceeds to the Assembly Floor.

County-supported SB 287 (Walters), which as amended on April 11, 2013, would require any person who has a prior conviction for a serious or violent felony, was classified as a High Risk Sex Offender at the time he or she was eligible for release from prison, or had a conviction for an offense for which the person was classified as a Mentally Disordered Offender, to be subject to parole supervision and the jurisdiction of the court in the county in which the parolee is released or resides, failed passage in the Senate Public Safety Committee by a vote of 3 to 3 on April 23, 2013. The bill was granted reconsideration.

County-supported SB 473 (Block), which as introduced on February 21, 2013, would add pimping, pandering and human trafficking to the list of felony offenses that may be used to establish a pattern of criminal gang activity pursuant to Proposition 21 and make an individual eligible for enhanced criminal sentences and penalties and require that anyone convicted of human trafficking or sex trafficking offenses committed within 1,000 feet of a school would receive an additional three year State prison sentence, passed the Senate Public Safety Committee by a vote of 6 to 0 on April 23, 2013. This measure now proceeds to the Senate Appropriations Committee.

Legislation of County Interest

AB 240 (Rendon), which as introduced on February 5, 2013, would declare the intent of the Legislature to encourage collaboration among the three separate mutual water companies that serve the City of Maywood, allow mutual water companies to record a notice of a lien against a shareholder's property if specified conditions are met, and require board members to complete training courses every six years, passed the Assembly Local Government Committee by a vote of 9 to 0 on April 17, 2013. This measure proceeds to the Assembly Floor.

SB 364 (Steinberg), which as amended on April 15, 2013, would make various revisions to the Lanterman-Petris-Short Act regarding the involuntary commitment and treatment of individuals with specified mental health disorders.

Section 5150 of the Lanterman-Petris-Short (LPS) Act authorizes a peace officer, attending staff of a facility designed by the county, or other professional person designated by the county, upon probable cause, to take a person with a mental health disorder who is a danger to himself or herself, a danger to others, or who is gravely disabled into custody and place them in a facility designated and approved by the county for 72 hours for treatment and evaluation.

SB 364 would expand the types of facilities which may be used to provide 72-hour treatment and evaluation authorized under Section 5150 of the LPS Act and would require the facilities to be licensed or certified as mental health treatment facilities by the State. The bill would also allow county mental health directors to develop procedures to designate and train professionals who perform functions under 5150 including, but not limited to: 1) licensing types, practice disciplines, and clinical experience; 2) initial and ongoing training requirements; 3) application and approval processes; and 4) the county's process for monitoring and reviewing professionals designated by the county to ensure compliance with State law, regulations and county procedures. SB 364 also would revise treatment procedures to require persons designated by the county to provide evaluation, crisis intervention or outpatient services on a voluntary basis if the person can be properly served without being detained.

Senate President Pro Tempore, Darrell Steinberg, the author of SB 364, indicates that currently, hospital emergency rooms are inundated with 5150 patients; however, hospitals do not have enough beds or staff to adequately provide for the needs of these patients. According to Senator Steinberg, SB 364 will provide counties with more options for assisting clients with significant mental health, assist in alleviating emergency room wait times for this client population, and can offer a less restrictive environment for a client to receive necessary assistance. In presenting the bill before

the Senate Health Committee, the Senator reported reforms of the LPS Act will be part of budget discussions in the coming weeks.

Currently, there is no registered support or opposition on file for SB 364. The bill passed the Senate Health Committee by a vote of 7 to 1 on April 24, 2013. This measure now proceeds to the Senate Rules Committee. This office is working with the Department of Mental Health to determine the impact of SB 364 to the County.

SB 585 (Steinberg), which as amended on April 2, 2013, specifies that counties which elect to implement the involuntary Assisted Outpatient Treatment (AOT) Demonstration Project, provided under Laura's Law, may use Mental Health Services Act of 2004 (Proposition 63) funds and 2011 Realignment mental health funds to provide AOT services.

SB 585 is supported by: the California Mental Health Directors Association; Urban Counties Caucus; California Association of Psychiatric Technicians; California Psychiatric Association; and National Alliance on Mental Illness. There is no registered opposition on file.

SB 585 passed the Senate Health Committee by a vote of 9 to 0 on April 24, 2013. This measure now proceeds to the Senate Appropriations Committee.

SB 635 (Leno), which as amended on April 17, 2013, would allow on-sale licensees to apply to the Department of Alcoholic Beverage Control to extend the sale of alcoholic beverages between the hours of 2 a.m. and 4 a.m. within a city, county, or a city and a county, upon completion of specified requirements by the local jurisdiction in which the license is located, failed passage in the Senate Governmental Organization Committee by a vote of 4 to 6 on April 23, 2013. The bill was granted reconsideration.

SB 664 (Yee), which as amended on April 11, 2013, would delete the requirement that a board of supervisors enact a resolution to implement the involuntary Assisted Outpatient Treatment Demonstration Project, provided under Laura's Law.

SB 664 is sponsored by the California Psychiatric Association, and supported by the California Association of Psychiatric Technicians, California Treatment Advocacy Coalition, and National Alliance on Mental Illness. The measure is opposed by the California State Association of Counties who notes that the Laura's Law demonstration project was specifically constructed to allow county boards of supervisors to consider the needs and priorities of their local communities, as well as the fiscal ramifications, of implementing AOT services. It is critical that county boards of supervisors retain the

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authority and flexibility to determine whether implementing Laura's Law AOT services in their communities is appropriate.

SB 664 passed the Senate Health Committee by a vote of 7 to 2 on April 24, 2013. This measure now proceeds to the Senate Appropriations Committee.

SB 738 (Yee), which as amended on April 1, 2013, would, among other provisions: 1) specify that a minor who is a victim of human trafficking may become a dependent of the court under certain circumstances; 2) establish a State Plan to Serve and Protect Sexually Exploited and Trafficked Minors, and require, no later than January 30, 2014, for an interagency workgroup to be convened to develop the plan; and 3) require training for administrators, such as group home facilities, to include instruction on cultural competency and sensitivity to provide adequate care to a sexually exploited and trafficked minor in out-of-home care, passed the Senate Human Services Committee by a vote of 6 to 0 on April 23, 2013. This measure now proceeds to the Senate Judiciary Committee.

We will continue to keep you advised.

WTF:RA
MR:VE:IGEA:ma

c: All Department Heads
Legislative Strategist
Local 721
Coalition of County Unions
California Contract Cities Association
Independent Cities Association
League of California Cities
City Managers Associations
Buddy Program Participants